

AMENDMENT UNDER 37 C.F.R. § 1.116
U.S. APPLN. NO. 09/298,910
ATTORNEY DOCKET NO. Q54131

REMARKS

Claims 10, 12 and 14 are all the claims pending in the application. Claims 7-9, 11, 13 and 15 are cancelled without prejudice or disclaimer. Claims 10, 12 and 14 are rewritten in independent form. Applicant notes that none of the Amendments are made in response to the prior art rejection(s) described hereafter. Applicant notes further that the Amendments are not intended to narrow the scope of the claims.

Claims 7 and 10-11 are rejected under 35 U.S.C. § 102(e) as being anticipated by Berry et al. (U.S. Patent No. 5,953,676) (hereinafter "Berry"). Applicant has cancelled Claims 7 and 11 thereby rendering this rejection moot with respect to those claims. Applicant respectfully traverses this rejection with respect to Claim 10.

Claim 10 is rewritten in independent form incorporating all of the limitations of claim 7, from which it previously depended. Claim 10 recites that, "said means for deciding comprises an inter-digit timer and a means for determining that a dialing signal has not been received for a predetermined period of time." In explaining the rejection of claim 10, in paragraph 4 of the Office Action, the Examiner does not address this limitation of the claim. However, in a subsequent rejection of claim 14 described in paragraph 12 of the Office Action, the Examiner addresses an equivalent limitation. Applicant assumes that the Examiner intended to apply the discussion of that limitation with respect to claim 14 in a comparable manner to claim 10.

The Examiner cites column 8, lines 10-20, in support of the proposition that Berry teaches an inter-digit timer and a means for determining according to the claimed combination.

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Applicant respectfully submits that the claimed inter-digit time and means for determining are considerably distinct from the teachings of Berry.

First, the claimed inter-digit timer and means for determining are a part of the claimed means for deciding, which in turn is a part of the base station. The timer and timing function taught in Berry are a part of the control and signaling module 130, which is a part of the remote station 10, not the base station 20. This is a significant distinction between the timer of Berry and the claimed timer.

Second, the function performed by the timer taught by Berry is entirely unlike the timer according to the combination of claim 10. According to the claim, the inter-digit timer is used “for deciding whether a dialing signal represents a final digit of a dialed telephone number or not.” In contradistinction, the timer described in Berry is merely used to prevent retransmission of digits from a partially dialed number previously stored at the base station 20 in the event of a communication failure between the remote station 10 and the base station 20 during the transfer to digits in a dialed number. In no way is the timer of Berry used for identifying a final digit of a dialed telephone number, as claimed in claim 10, nor could it be.

Therefore, Applicant respectfully submits that Berry neither teaches nor suggests the combination as claimed in Claim 10.

For at least the foregoing reasons, Applicant respectfully requests that the rejection of claim 10 be withdrawn.

Claims 8, 9 and 12-15 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Berry. Applicant has cancelled Claims 8, 9, 13 and 15, thereby rendering this rejection moot

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with respect to those claims. Applicant respectfully traverses this rejection with respect to Claims 12 and 14.

Claim 12 is rewritten in independent form incorporating all of the limitations of claim 8, from which it previously depended. Claim 14 is similarly rewritten in independent form to correspond to previously pending claim 14.

Claims 12 and 14 are allowable at least for the same reasons described above in connection with the rejection of claim 10. For at least the foregoing reasons, Applicant respectfully requests that the rejection of claims 12 and 14 be withdrawn.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,



Mark R. Woodall
Registration No. 43,286

SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

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APPENDIX

VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS:

Claims 7-9, 11, 13 and 15 are canceled without prejudice or disclaimer.

The claims are amended as follows:

10. (Amended) A radio access system [according to Claim 7] comprising:

means for producing dialing signals; and

a base station in radio communication with said means for producing dialing signals, said base station including means for deciding whether a dialing signal represents a final digit of a dialed telephone number or not, wherein[:]

said means for producing dialing signals includes a telephone set having a dial pad with keys, a dialing signal being generated when a key of said dial pad is pushed; and

said means for deciding comprises an inter-digit timer and a means for determining that a dialing signal has not been received for a predetermined period of time.

12. (Amended) A radio access system [according to Claim 8] comprising:

means for producing dialing signals; and

a base station control station in radio communication with said means for producing dialing signals, said base station control station including means for deciding whether a dialing signal represents a final digit of a dialed telephone number or not, wherein[:]

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said means for producing dialing signals includes a telephone set having a dial pad with keys, a dialing signal being generated when a key of said dial pad is pushed; and

said means for deciding comprises an inter-digit timer and a means for determining that a dialing signal has not been received for a predetermined period of time.

14. (Amended) A radio access system [according to Claim 9] comprising:
means for producing dialing signals;
a base station in radio communication with said means for producing dialing signals; and
a base station control station in radio communication with said means for producing
dialing signals through said base station, said base station control station including means for
deciding whether a dialing signal represents a final digit of a dialed telephone number or not,
wherein[:]

said means for producing dialing signals includes a telephone set having a dial pad with keys, a dialing signal being generated when a key of said dial pad is pushed; and

said means for deciding comprise an inter-digit timer and a means for determining that a dialing signal has not been received for a predetermined period of time.